

**MINUTES
FREMONT CITY COUNCIL MEETING
FEBRUARY 7, 2012
FREMONT CITY HALL
7:00 P.M.**

1. PRELIMINARY

- a. Call to Order:** Mayor Morrison called the meeting to order.
- b. Flag Salute:** Boy Scout Troop, Webelos 1, Den 10, Pack 132 led the salute to the flag.
- c. Roll Call:** Present: Mayor Gus, Vice Mayor Natarajan, Councilmembers: Harrison, Chan and Dutra.
- d. Announcements by Vice Mayor/City Manager**

Item 3.a taken out of order. Oath of Office and Installation of Newly Appointed Mayor, Gus Morrison. Sworn into office by his daughter Gloria Ritchie.

2. CONSENT CALENDAR

- * **a. Waive Reading of Ordinances:** The City Attorney read the titles of ordinances to be considered.

On a motion by Councilmember Harrison, seconded by Vice Mayor Natarajan, the City Council waived further readings of proposed ordinances.

Ayes:	Mayor Morrison, Vice Mayor Natarajan, Councilmembers: Harrison, Chan and Dutra
Noes:	None
Absent:	None
Abstain:	None

- * **b. Approval of Minutes – None.**
- * **c. Mayor Morrison opened consideration of Second Reading and Adoption of an Ordinance of the City of Fremont Rezoning Property located at 7010 Auto Mall Parkway (formerly the Tri-Cities Recycling and Disposal Facility) from Agricultural Flood Combining District and Planned District 2005-262(F) to Open Space Flood Combining District and Planned District P 2011-100(F)**

On a motion by Councilmember Harrison, seconded by Vice Mayor Natarajan, the City Council adopted Ordinance No. 01-2012.

Ayes: Mayor Morrison, Vice Mayor Natarajan,
Councilmembers: Harrison, Chan and Dutra
Noes: None
Absent: None
Abstain: None

- * d. **Mayor Morrison opened consideration of Approval of Plans and Specifications and Award of Contract to the Lowest Responsible Bidder for the Paseo Padre Parkway Electrolier Replacement Project from Fremont Boulevard to Decoto Road and from Thornton Avenue to Walnut Avenue, City Project No. 8293D (PWC)**

On a motion by Councilmember Harrison, seconded by Vice Mayor Natarajan, the City Council approved the plans and specifications, accepted the bid and awarded the construction contract for the Paseo Padre Parkway Electrolier Replacement Project from Fremont Boulevard to Decoto Road and from Thornton Avenue to Walnut Avenue, City Project No. 8293D (PWC), to the lowest responsible bidder, Republic ITS, Inc., in the amount of \$142,759.00, and authorize the City Manager or designee to execute the contract.

Ayes: Mayor Morrison, Vice Mayor Natarajan,
Councilmembers: Harrison, Chan and Dutra
Noes: None
Absent: None
Abstain: None

- * e. **Mayor Morrison opened consideration of Adoption of Updated Conflict of Interest Code for the City of Fremont**

On a motion by Councilmember Harrison, seconded by Vice Mayor Natarajan, the City Council adopted Resolution No. 2012-05 amending Fremont's Conflict of Interest Code as it relates to the Form 700 designated positions and the disclosure categories.

Ayes: Mayor Morrison, Vice Mayor Natarajan,
Councilmembers: Harrison, Chan and Dutra
Noes: None
Absent: None
Abstain: None

- * f. **Mayor Morrison opened consideration of a Resolution Authorizing Staff to Prepare an Application to the State of California Strategic Growth Council for an Update of the Zoning Code**

On a motion by Councilmember Harrison, seconded by Vice Mayor Natarajan, the City Council adopted Resolution No. 2012-06 authorizing an application for funding from the Sustainable Communities Planning Grant and Incentive Program.

Ayes: Mayor Morrison, Vice Mayor Natarajan,
Councilmembers: Harrison, Chan and Dutra
Noes: None
Absent: None
Abstain: None

*** g. Mayor Morrison opened consideration of Adoption of a Resolution Approving the 2012 Alameda County Transportation Expenditure Plan (TEP) and Requesting the Alameda County Board of Supervisors Place it on the November 6, 2012 Ballot**

On a motion by Councilmember Harrison, seconded by Vice Mayor Natarajan, the City Council adopted Resolution No. 2012-07 approving the 2012 Alameda County Transportation Expenditure Plan (TEP) and requesting the Board of Supervisors place it on the November 6, 2012 ballot. The ballot measure supported by this plan, if approved by the voters, will augment and extend the existing half-cent sales tax for transportation in Alameda County. The measure will authorize an additional half-cent sales tax through 2022, and extend the full cent sales tax in perpetuity to fund the transportation programs and projects described in the 2012 TEP.

Ayes: Mayor Morrison, Vice Mayor Natarajan,
Councilmembers: Harrison, Chan and Dutra
Noes: None
Absent: None
Abstain: None

3. CEREMONIAL ITEMS

- a. Oath of Office and Installation of Newly Appointed Mayor (this item taken prior to Consent Calendar)**
- b. Presentation: Song Presentation in Honor of Chinese New Year by Ms. Daphne Leung's First Grade Mandarin Immersion Class from Azevada Elementary**

4. PUBLIC COMMUNICATIONS

a. Oral and Written Communications

Doug Ford expressed concern for dissolution of Redevelopment and how that will affect affordable housing. Linda Susoev expressed a variety of concerns. Dave Campbell, Program Director for East Bay Bicycle Coalition, encouraged everyone to vote for Measure B at the November election and to participate in "Bike to Work Day" on May 10th. Wynn Grich (Fluoride Action Network & A.T.O.W.N.) expressed concern about the potential contamination of local drinking water.

5. SCHEDULED ITEMS

- a. **Mayor Morrison opened consideration of a Public Hearing (Published Notice) to Approve an Affordable Housing Plan Alternative for Persimmon Park to Allow for Purchase of 7 Existing Off-Site Housing Units for Sale to Low Income Households in Lieu of Providing On-Site Housing Units Affordable to Moderate Income Households**

Councilmember Dutra recued himself from this item. Senior Planner Kelly Diekmann provided a PowerPoint presentation. Mark Robson spoke representing Robson Homes regarding proposed Housing Plan Alternatives. There were no other speakers. Staff responded to questions from Councilmembers.

On a motion by Councilmember Harrison, seconded by Councilmember Chan, the City Council:

1. Held a Public Hearing.
2. Approved the proposed Affordable Housing Plan with a sales price calculated on a low-income household monthly cost basis with a down payment assistance loan and a requirement to have qualified homeowners purchase said units within 180 days of making the units available.

Ayes: Mayor Morrison, Vice Mayor Natarajan,
Councilmembers: Harrison and Chan
Noes: None
Absent: None
Abstain: Councilmember Dutra

6. REPORT FROM CITY ATTORNEY

7. OTHER BUSINESS

- a. **Mayor Morrison opened consideration of a Resolution of Intent to Add a Second Retirement Tier Benefit to City CalPERS Contracts and Introduction of Enabling Ordinance**

Brian Stott provided a brief overview.

On a motion by Councilmember Harrison, seconded by Councilmember Chan, the City Council:

1. Adopted Resolution No. 2012-08, a Resolution of Intention, approving an amendment to the contract between the Board of Administration of the California Public Employees' Retirement System and the City Council of the City of Fremont.
2. Introduced an ordinance authorizing an amendment to the contract between the City Council of the City of Fremont and the Board of Administration of the California Public Employees' Retirement System.
3. Directed staff to prepare and the Clerk to publish a summary of the ordinance.

Ayes: Mayor Morrison, Vice Mayor Natarajan,
Councilmembers: Harrison, Chan and Dutra
Noes: None
Absent: None
Abstain: None

8. COUNCIL COMMUNICATIONS

a. Council Referrals

MAYOR MORRISON REFERRAL: Appointment to an Advisory Body

<i>Advisory Body</i>	<i>Appointee</i>	<i>Term Expires</i>
Youth Advisory Commission	Wanda Zhan	December 31, 2013

By consensus of Councilmembers present, Wanda Zhan was appointed to the Youth Advisory Commission.

b. Oral Reports on Meetings and Events

Councilmembers reported on their various meetings and activities.

9. ADJOURNMENT: There being no further business, Mayor Morrison adjourned the meeting at 9:10 p.m. in memory of former Recreation Commissioner Gene Toy.

Attest:

Approved:

Nadine Nader, City Clerk

GUS MORRISON, Mayor